

10/593221

IAP9/Rec'd PCT/PTO 18 SEP 2006

CERTIFICATE OF MAILING

I hereby certify that the foregoing Information Disclosure Statement and the accompanying Concise Statement of Relevance of Non-English References, Additional Information, Form PTO/SB/08A (6 Sheets), 1 Search Report, and 9 references are being deposited with the United States Postal Service First Class Mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

Date: 9/18/06 By: Olimpia Jakubowska-Wrobel
Olimpia Jakubowska-Wrobel

Attorney's Docket: 102132-38

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: ALFERT, Burkhard; BARTH, Rolf-Edgar;
KERNDLMAIER, Walter

I.A. No.: PCT/DE2005/000512

I. A. FILING DATE: March 18, 2005

USSN.: To be assigned

FILING DATE: September 18, 2005

FOR: ELECTRONIC TOLL SYSTEM FOR TRAFFIC ROUTES,
AND METHOD FOR THE OPERATION THEREOF

ART UNIT: To be assigned

EXAMINER: To be assigned

CUSTOMER NO.: 27,388

Mail Stop PCT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

SIR:

Pursuant to 37 CFR §§ 1.56, 1.97 and 1.98, Applicants respectfully request that the Examiner consider the references listed on the attached Form PTO-1449.

10/593221

IAP9/Rec'd PCT/PTO 18 SEP 2006

I. Timeliness, Fees and Certifications in lieu of Fees

☒ A. This information disclosure statement is being filed within three months of the filing date of the application, or within three months of entry into the national stage, or before the mailing of a first Office Action on the merits. Pursuant to 37 CFR § 1.97(b), consideration of this information disclosure statement does not require a fee or a statement under 37 CFR § 1.97(e). However, should the Assistant Commissioner determine that a fee is, in fact, due, the Assistant Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-1263.

☐ B. This information disclosure statement is being filed after the period in A above, but before the mailing of either a final action or a notice of allowance. Pursuant to 37 CFR § 1.97(c), consideration of this information disclosure statement requires a fee or a statement under 37 CFR § 1.97(e):

☐ 1. The Assistant Commissioner is hereby authorized to charge the fee set forth in 37 CFR § 1.17(p) to Deposit Account No. 14-1263.

☐ 2. Applicants hereby state that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

☐ 3. Applicants hereby state that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this

information disclosure statement was known to any individual designated in 37 CFR § 1.56 more than three months prior to the filing of this information disclosure statement.

☐ C. This information disclosure statement is being filed after the period specified in B above, but on or before the payment of the issue fee. Pursuant to 37 CFR § 1.97(d), consideration of this information disclosure statement requires a petition, which Applicants hereby request, and payment of the petition fee, which is set forth in 37 CFR § 1.17(i), and which the Assistant Commissioner is hereby authorized to charge to Deposit Account No. 14-1263. Consideration of this information disclosure statement also requires a statement under 37 CFR § 1.97(e):

II. Copies of Listed References

☒ A. Copies of all references listed on the attached Form PTO-1449 are being supplied.

Copies of U.S. patents are not included pursuant to Pre-OG Notice dated July 11, 2003.

☐ B. Copies of all references listed on the attached Form PTO-1449 have already been supplied during the prosecution of prior application Serial No. ____, filed ____, from which the present application claims priority pursuant to 35 USC § 120. Therefore, pursuant to 37 CFR § 1.98(d), copies of the references listed on the attached Form PTO-1449 are not now being supplied.

☐ C. This application is a PCT national stage application, all references listed on the attached Form PTO-1449 were cited in the European search report, and PCT/DO/EO/903 indicates that both the European search report and the copies of the references listed on the attached Form PTO-1449 are in this national stage file.

Therefore, copies of the references listed on the attached Form PTO-1449 are not now being supplied.

III. Concise Statement of Relevance

- ☐ A. All references listed on the attached Form PTO-1449 are in the English language, and, therefore, a concise statement of relevance is not required.
- ☐ B. A concise statement of the relevance of all references listed on the attached Form PTO-1449 that are *not in the English language*, is being provided on a separate sheet.
- ☐ C. All references listed on the attached Form PTO-1449 were cited in the European Search report issued by the European Patent Office, and an English-language version of that search report, which indicates the degree of relevance found by that Patent Office, is attached.
- ☐ D. This application is a PCT national stage application, all references listed on the attached Form PTO-1449 were cited in the European search report, and a copy of that search report, which indicates the degree of relevance found by the European Search Authority, is attached.
- ☐ E. All listed on the attached Form PTO 1449 were cited during the prosecution of the prior application indicated above under II.B.

IV. Additional Information

- ☐ A. In addition to the references listed on the attached Form PTO-1449,

Applicants wish to bring to the attention of the Examiner the following abandoned or co-pending U.S. patent applications:

[Pursuant to 37 CFR § 1.98(a)(2)(iii), copies of these applications are not being submitted.]

☐ B. In addition of the references listed on the attached Form PTO-1449, Applicants wish to bring to the attention of the Examiner the information provided on the attached sheet.

Consideration of the foregoing in relation to this application is respectfully requested.

Respectfully submitted,

NORRIS McLAUGHLIN & MARCUS, P.A.

By Christa Hildebrand
Christa Hildebrand
Reg. No. 34,953
Attorney for Applicant(s)
875 Third Avenue
18th Floor
New York, New York 10022
(212) 808-0700

Substitute for form PTO-1449 INFORMATION DISCLOSURE STATEMENT BY APPLICANT'S		Application Number	To be assigned (PCT/DE2005/000512)
		Filing Date:	September 18, 2006
		First Named Inventor	ALFERT, Burkhard
		Art Unit	To be assigned
		Examiner Name:	To be assigned
Sheet 1	of 1	Attorney Docket Number:	102132-38

U.S. PATENT DOCUMENTS

Examiner's Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ²			
	1	US 2001037174	11/01/2001	DICKERSON STEPHEN L	
	2	US 5970481	10/19/1999	WESTERLAGE ET AL	
	3	US 5694322	12/02/1997	WESTERLAGE ET AL	

FOREIGN PATENT DOCUMENTS

Examiner's Initials*	Cite No.	Foreign Patent Document	Publication Date MM-DD- YYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ – Number ⁴ -Kind Code ⁵				
	4	DE 101 04 499		BIET, WERNER		
	5	WO 9834199	08/06/1998	RISING, ROLF	* Abstract in English	
	6	DE 10032409 Equivalent WO 0103082 A1 WO 0103073 A1 WO 0103074 A1	02/08/2001	GSI GESELLSCHAFT FUER SYSTEMTECHNIK UND INFORMATIK MBH	* Abstract in English	
	7	DE 10200495	07/10/2003	DEUTSCHE TELEKOM AG		
	8	WO 0111571	02/15/2001	MANNESMANN AG; WIDL, ANDREAS; BARKER, RONALD; HERTLE, JOCHEN	* Abstract in English	
	9	WO 03063088	07/31/2003	MOGID S.A; KELLER, PHILIP	in English	

NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

EXAMINER SIGNATURE:

DATE CONSIDERED:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²see Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴for Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

The collection of information is required by 37 CFR 1.197 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.